UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

ROBERT S. POWERS

Civil No. 02-516 (JRT/SRN)

Plaintiff,

v.

ORDER OF DISMISSAL

CARGILL INCORPORATED, et al.,

Defendants.

Patrick J. Neaton, NEATON PUKLICH & KLASSEN, 601 Carlson Parkway, Suite 620, Minnetonka, MN 55305, for plaintiff.

Laurie A. Knocke, GRAY PLANT MOOTY MOOTY & BENNETT, 33 South Sixth Street, Suite 3400, Minneapolis, MN 55402, for defendants.

The Court having been advised that the above action has settled,

IT IS HEREBY ORDERED that this action is dismissed with prejudice, the Court retaining jurisdiction for forty-five days to permit any party to move or reopen the action, for good cause shown, or to submit and file a stipulated form of final judgment, or to seek enforcement of the settlement terms.

DATED: Dec. 24, 2002 at Minneapolis, Minnesota.

JOHN R. TUNHEIM United States District Judge

Holm R. Tunkein

PILED 2 4 2002
RICHARD DISLETTEN, CLERK
JUDGMENT ENTD
DEPUTY CLERK